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Attorneys for Defendant Clark County Education Association

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JOHN and JOANN DOE, parents and natural
guardians of JANE DOE, a minor,

Plaintiff,

v.

CLARK COUNTY SCHOOL DISTRICT;
CLARK COUNTY EDUCATION
ASSOCIATION; DARRYL L. LANCASTER;
KEMALA WASHINGTON,

Defendants.

Case No. 2:24-cv-00284-GMN-BNW

**STIPULATION AND ORDER TO EXTEND
DISCOVERY DEADLINES**

(SECOND REQUEST)

Pursuant to LR 6-1 and LR 26-4, Plaintiffs, by and through their counsel of record, Defendants Clark County School District and Kemala Washington ("CCSD Defendants"), by and through their undersigned counsel of record, Defendant Clark County Education Association ("CCEA"), by and through its undersigned counsel of record, and Defendant Darryl Lancaster ("Lancaster"), by and through his undersigned counsel of record, hereby stipulate and request that

1 this Court extend discovery deadlines in the above-captioned case by 90 days as outlined herein.

2 This is the Parties' Second Request to extend the time to complete discovery.

3 In support of this Stipulation and Request, the Parties state as follows:

4 **I. Procedural Posture of the Case:**

5 1. On January 3, 2024, Plaintiffs filed their Complaint with Jury Demand in the Eighth
6 Judicial District Court.

7 2. On February 9, 2024, Defendant CCEA filed a Joint Notice of Removal to the
8 United States District Court [ECF No. 1].

9 3. On February 9, 2024, Defendant CCEA filed its Certificate of Interested Parties
10 [ECF No. 2].

11 4. On February 9, 2024, the Court issued its Minutes of the Court [ECF No. 3].

12 5. On February 12, 2024, the Court issued its Standing Order [ECF No. 4].

13 6. On February 13, 2024, Defendant Lancaster filed his Certificate of Interested Parties
14 [ECF No. 5].

15 7. On February 14, 2024, CCSD Defendants filed their Certificate of Interested Parties
16 [ECF No. 6].

17 8. On February 14, 2024, Defendant CCEA filed a Joint Statement Regarding Removal
18 [ECF No. 7].

19 9. On February 15, 2024, Defendant CCEA filed a Joint Motion to Extend Deadline
20 for CCEA to Respond to Complaint [ECF No. 8].

21 10. On February 16, 2024, CCSD Defendants filed a Joint Motion to Extend Deadline
22 for CCSD Defendants to Respond to Complaint [ECF No. 9].

23 11. On February 21, 2024, Defendant Lancaster filed his Answer to Complaint [ECF
24 No. 10].

25 12. On February 20, 2024, the Court issued its Order Granting CCSD Defendants'
26 Motion to Extend Deadline to Respond to Complaint [ECF No. 11].
27
28

1 13. On February 21, 2024, the Court issued its Order Granting Defendant CCEA's
2 Motion to Extend Deadline to Respond to Complaint [ECF No. 12].

3 14. On February 22, 2024, Defendant CCEA filed its Answer and Affirmative Defenses
4 to Plaintiffs' Complaint [ECF No. 13].

5 15. On February 23, 2024, CCSD Defendants filed their Answer to Plaintiffs'
6 Complaint [ECF No. 14].

7 16. On March 4, 2024, the Court issued a Notice that Plaintiffs had not filed a Certificate
8 of Interested Parties [ECF No. 15].

9 17. On March 6, 2024, Plaintiffs filed their Certificate of Interested Parties [ECF No.
10 16].

11 18. On March 6, 2024, the Court issued a Notice that ECF No. 16 was not filed pursuant
12 to LR IC 5-1(b) [ECF No. 17].

13 19. On March 8, 2024, Defendant CCEA filed the Joint Status Report [ECF No. 18].

14 20. On April 8, 2024, the CCSD Defendants filed their Emergency Request for
15 Extension to File Discovery Plan due to the shooting death of Dennis Prince, Esq., counsel for
16 Plaintiffs [ECF No. 19].

17 21. On April 8, 2024, Defendant CCEA filed its Joinder to the CCSD Defendants'
18 Request for Extension to File Discovery Plan [ECF No. 20].

19 22. On April 9, 2024, the Court having Granted the Motions to Extend Time to File the
20 Discovery Plan [ECF No. 21].

21 23. On April 16, 2024, Defendant CCEA filed a Notice of Association of Counsel [ECF
22 No. 22].

23 24. On April 29, 2024, Defendant CCEA filed a Stipulation to Stay the Case to allow
24 Dennis Prince's colleagues time to grieve and assess the staffing for this matter moving forward
25 [ECF No. 23].

26 25. On April 29, 2024, the Court granted the Stipulation to Stay the Case [ECF No. 24].

27 26. On May 23, 2024, Plaintiff filed a Notice of Attorney Lien [ECF No. 25].
28

1 27. On May 29, 2024, the office of Dennis Prince, Esq. filed a Motion to Temporarily
2 Lift the Stay to Withdraw as counsel of Record for Plaintiff [ECF No. 26].

3 28. On May 30, 2024, the Court issued a Minute Order allowing the office of Dennis
4 Prince, Esq. to Withdraw as Counsel of Record for Plaintiff and Scheduling a Status Conference
5 [ECF No. 27].

6 29. On July 11, 2024, Cloward Trial Lawyers filed a Notice of Appearance for Plaintiffs
7 [ECF No. 28].

8 30. On July 16, 2024, the Court vacated the Status Conference because the Plaintiffs
9 had retained new counsel [ECF No. 29].

10 31. On August 5, 2024, Plaintiffs filed a Stipulated Discovery Plan [ECF No. 30].

11 32. On August 6, 2024, the Court issued the Order Granting the Stipulated Discovery
12 Plan [ECF No. 31].

13 33. On August 6, 2024, the Court issued a Notice providing the Parties with a link to
14 the “AO 85 Notice of Availability” [ECF No. 32].

15 34. On August 13, 2024, Defendant CCEA filed a Notice of Change of Firm Address
16 [ECF No. 33].

17 35. On October 28, 2024, the CCSD Defendants filed a Proposed Stipulated
18 Confidentiality Agreement and Protective Order [ECF No. 34].

19 36. On October 29, 2024, the Court issued the Order Granting the Stipulated Protective
20 and Confidentiality Order [ECF No. 35].

21 37. On December 13, 2024, the Parties filed a Stipulation and Order to Extend
22 Discovery Deadlines (First Request) [ECF No. 36].

23 38. On December 17, 2024, the Court entered an Order Granting First Stipulation and
24 Order to Extend Discovery Deadlines [ECF No. 37].

25 39. On January 17, 2025, CCEA filed a Motion for Judgment on the Pleadings [ECF
26 No. 38].

27 40. On January 23, 2025, the Parties filed the Stipulation to Extend Briefing Schedule
28

1 for responding to CCEA's Motion for Judgment on the Pleadings [ECF No. 39].

2 41. On January 24, 2025, the Parties filed Notice of Corrected Stipulation to Extend
3 Briefing Schedule for responding to CCEA's Motion for Judgment on the Pleadings [ECF No. 40].

4 42. On January 24, 2025, the Parties filed a revised Stipulation to Extend Briefing
5 Schedule for responding to CCEA's Motion for Judgment on the Pleadings [ECF No. 41].

6 43. On January 24, 2025, the Parties filed a Notice of Corrected Stipulation to Extend
7 Briefing Schedule for responding to CCEA's Motion for Judgment on the Pleadings [ECF No. 42].

8 44. On February 19, 2025, the Parties filed a revised Stipulation to Extend Briefing
9 Schedule for responding to CCEA's Motion for Judgment on the Pleadings [ECF No. 43].

10 45. On February 19, 2025, the Parties filed another Stipulation to Extend Briefing
11 Schedule for responded to CCEA's Motion for Judgment on the Pleadings [ECF No. 44].

12 46. On March 7, 2025, Plaintiffs filed a Motion for Leave to Amend Complaint [ECF
13 No. 45].

14 47. On March 7, 2025, Plaintiffs filed an Opposition to CCEA's Motion for Judgment
15 on the Pleadings [ECF No. 46].

16 48. On March 7, 2025, Plaintiffs filed a Motion to File Under Seal Exhibit 5 to
17 Plaintiffs' Opposition to CCEA's Motion for Judgment on the Pleadings [ECF No. 47].

18 49. On March 20, 2025, CCSD Defendants and CCEA filed a Joint Notice of Non-
19 Opposition to Plaintiffs' Motion for Leave to Amend Complaint [ECF No. 48].

20 50. On March 20, 2025, Natasha Sharma, Esq. of Olson Cannon & Gormley filed a
21 Notice of Appearance on behalf of CCSD Defendants [ECF No. 49].

22 51. On March 21, 2025, the Court issued a Minute Order granting Plaintiffs' Motion for
23 Leave to Amend Complaint [ECF No. 50].

24 52. On March 21, 2025, Plaintiffs filed a Reply to Defendants' Joint Notice of Non-
25 Opposition to Plaintiffs' Motion for Leave to Amend Complaint [ECF No. 51].

26 53. On March 24, 2025, the Court issued a Minute Order, denying CCEA's Motion for
27 Judgment on the Pleadings as moot and granting Plaintiffs' Motion to Seal [ECF No. 52].
28

- 1 54. On March 21, 2025, Plaintiffs filed the First Amended Complaint [ECF No. 53].
- 2 55. On March 28, 2025, Plaintiffs file the First Amended Complaint again [ECF No.
- 3 54].
- 4 56. On April 7, 2025, Lancaster filed his Answer to the First Amended Complaint [ECF
- 5 No. 55].
- 6 57. On April 8, 2025, CCEA filed a Motion to Dismiss First Amended Complaint [ECF
- 7 No. 56].
- 8 58. On April 11, 2025, CCSD Defendants filed their Answer to the First Amended
- 9 Complaint [ECF No. 57].
- 10 59. On April 16, 2025, the Parties filed a Stipulation to Extend Briefing Schedule for
- 11 responding to CCEA's Motion to Dismiss First Amended Complaint [ECF No. 58].
- 12 60. On April 16, 2025, the Parties filed a Stipulation to Extend Briefing Schedule for
- 13 responding to CCEA's Motion to Dismiss First Amended Complaint [ECF No. 59].
- 14 61. On May 6, 2025, Plaintiffs filed an Opposition to CCEA's Motion to Dismiss
- 15 Amended Complaint [ECF No. 60].

16 **II. Discovery Completed to Date**

17 Plaintiffs' Disclosures

- 18 1. Initial Disclosures were served on August 5, 2024.
- 19 2. First Supplemental Disclosures were served on August 6, 2024.
- 20 3. Second Supplemental Disclosures were served on October 9, 2024.
- 21 4. Third Supplemental Disclosures were served on February 28, 2025.
- 22 5. Fourth Supplemental Disclosures were served on March 28, 2025.
- 23 6. Fifth Supplemental Disclosures were served on April 7, 2025.
- 24 7. Sixth Supplemental Disclosures were served on April 18, 2025.
- 25 8. Seventh Supplemental Disclosures were served on April 23, 2025.

26 CCSD Defendants' Disclosures

- 27 1. Initial Disclosures were served on July 30, 2024.
- 28

2. First Supplemental Disclosures were served on October 7, 2024.
3. Second Supplemental Disclosures were served on March 17, 2025.
4. Third Supplemental Disclosures were served on April 9, 2025.
5. Fourth Supplemental Disclosures were served on April 16, 2025.
6. Fifth Supplemental Disclosures were served on April 23, 2025.
7. Sixth Supplemental Disclosures were served on April 24, 2025.
8. Seventh Supplemental Disclosures were served on May 7, 2025.

Defendant CCEA's Disclosures

1. Initial Disclosures were served on August 5, 2024.
2. First Supplemental Disclosures were served on November 4, 2024.
3. Second Supplemental Disclosures were served on November 25, 2024.

Defendant Lancaster's Disclosures

1. Initial Disclosures were served on August 16, 2024.
2. First Supplemental Disclosures were served on September 23, 2024.

Written Discovery Completed to Date

CCSD Defendants

1. CCSD's Responses to Plaintiffs' First Set of Interrogatories and Requests for Production of Documents were served on October 14, 2024.
2. Defendant Washington's Responses to Plaintiffs' First Set of Interrogatories and Requests for Production of Documents were served on October 14, 2024.

Defendant CCEA

1. Responses to Plaintiffs' First Set of Interrogatories and Requests for Production of Documents were served on November 11, 2024.
2. Supplemental Responses to Plaintiffs' First Set of Interrogatories were served on November 25, 2024.

Defendant Lancaster

1. Responses to Plaintiffs' First Set of Interrogatories and Requests for

Production of Documents were served on September 20, 2024.

Depositions

1. Plaintiffs took Krystal Childress's deposition on April 24, 2025 and completed the deposition on May 9, 2025.
2. Plaintiffs took and completed Demetrius Johnson's deposition on April 23, 2025.
3. Plaintiffs took Washington's deposition on May 7, 2025, but have not completed the deposition yet.
4. Plaintiffs took Lancaster's deposition on April 17, 2025 and May 1, 2025 but have not completed the deposition yet.

Discovery Remaining

1. Written Discovery to be propounded by Defendants to Plaintiffs regarding damages
2. The Rule 35 Examination of the minor Plaintiff DOE
3. Depositions of the Parties
 - a. Plaintiffs must complete Lancaster's and Washington's depositions.
4. Depositions of the Witnesses
 - a. Plaintiffs must still depose Christie Ann Guida, as well as other witnesses.
5. Disclosure of Expert Witnesses and Rebuttal Witnesses
6. Deposition of Expert Witnesses and Rebuttal Witnesses
7. Depositions of any and all physical and mental healthcare providers for the minor Plaintiff, the number of which is currently unknown and they have not yet been disclosed by Plaintiff
8. Upon Plaintiffs' production of authorizations for physical and mental health care records, Subpoena Duces Tecum will be issued to gather evidence of the minor Plaintiff's treatment and interaction at locations other than CCSD.
9. Plaintiffs anticipate noticing the depositions of the FRCP 30(b)(6) witnesses

1 for Defendants CCSD and CCEA.

2 10. Plaintiffs also anticipate noticing depositions of CCEA personnel that are or
3 were involved in the discipline of teachers, including Lancaster, such as
4 Anthony Zeer and Samuel Berry.

5 11. Plaintiffs also anticipate noticing depositions of CCSD teachers,
6 administrators, and/or staff that are familiar with Lancaster and/or the
7 subject incident. For example, past administrators at schools that Lancaster
8 previously worked at, and teachers, staff, and administrators at Jo Mackey
9 who are referred to in various documents and depositions thus far, such as
10 Erin McCarty, Michelle Keener, Pat Hayden, Tara Miller and Natalie
11 Slocum.

12 12. Plaintiffs intend to send follow-up written discovery requests regarding
13 documents and information that have been identified through recent
14 depositions and other document disclosures thus far. For example, certain
15 documents disclosed in this matter have referenced other documents or
16 communications that have not yet been disclosed, as well as documents
17 referenced or used by deponents during their depositions.

18 **III. Why Remaining Discovery Has Not Been Completed**

19 Remaining discovery has not been completed due to several factors, including the recent
20 filing of the Amended Complaint, which added new allegations and expanded the scope of the
21 litigation. As a result, the Parties have had to reassess and revise their discovery strategies to address
22 the new allegations.

23 Additionally, multiple depositions are scheduled and are set to be scheduled and conducted.
24 Certain depositions have occurred, but more time was needed, so continued depositions have been
25 scheduled. Additionally, the parties have suffered from technological delays. For example, on the
26 date of Lancaster's continued deposition, the internet at Plaintiffs' counsel's office did not work.
27 As such, the deposition had to be rescheduled again. There have also been connectivity issues with
28 Zoom on almost all of the depositions that have occurred to date, thereby contributing to the delay.

The Parties have also served and continue to exchange supplemental disclosures, which have introduced new documents and information necessitating further investigation and additional discovery efforts. These developments have collectively contributed to the need for additional time to complete discovery.

The Parties are also attempting to comply with FERPA restrictions in obtaining some requested records, as well as issue subpoenas for sensitive information that have been time consuming. In an effort to obtain records for expert review, the Parties request additional time for discovery due to the nature of the case.

IV. Requested Extension or Modification of the Discovery Plan and Scheduling Order

The length of the requested extension is warranted due to the recent filing of the Amended Complaint, the number of witnesses involved, and the fact that depositions conducted to date have led to the identification of additional individuals with potential knowledge of events relevant to the litigation.

The current discovery deadlines and the Parties' proposed extended deadlines are:

Scheduled Event	Current Deadline	Proposed Deadline
Close of Discovery	August 18, 2025	November 17, 2025
Amending Pleadings	May 19, 2025	August 18, 2025
Expert Disclosures	June 18, 2025	September 16, 2025
Rebuttal Disclosures	July 18, 2025	October 16, 2025
Dispositive Motions	September 16, 2025	December 15, 2025
Joint Pretrial Order	October 16, 2025	January 14, 2026

This is the second request for an extension of discovery deadlines in this matter. This extension is sought for the purpose of allowing the Parties to fully discover testimony regarding the subject events, damages claimed, expert assessment of the events and damages at issue, and not for any improper purpose or for delay. This will ensure that the parties are properly prepared to litigate this matter on the merits.

The Parties respectfully submit that the reasons set forth above constitute compelling reasons and good cause for the extension.

Based upon the foregoing, the Parties respectfully request this Court extend discovery deadlines by 90 days as set forth herein above.

IT IS SO STIPULATED AND AGREED BY:

SNELL & WILMER L.L.P.

OLSON, CANNON & GORMLEY

/s/ John S. Delikanakis

/s/ Thomas D. Dillard Jr.

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ORDER

IT IS SO ORDERED.

DATED this 23 day of May 2025


UNITED STATES MAGISTRATE JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on May 20, 2025, I electronically filed the foregoing **STIPULATION AND ORDER TO EXTEND DISCOVERY DEADLINES (SECOND REQUEST)** with the Clerk of the Court for the U.S. District Court, District of Nevada by using the Court's CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

DATED May 20, 2025.

/s/ Michelle Shypkoski
An Employee of Snell & Wilmer L.L.P.

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